

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ANDREW CHMIELINSKI

Plaintiff,

v.

CIVIL ACTION

05-11418-NMG

COMMONWEALTH OF MASSACHUSETTS,
OFFICE OF THE COMMISSIONER OF
PROBATION and COMMONWEALTH OF
MASSACHUSETTS TRIAL COURT and
JOHN J. O'BRIEN, INDIVIDUALLY and
ANTHONY J. SICUSO, INDIVIDUALLY,
Defendants.

CERTIFICATION UNDER LOCAL RULE 16.1

Defendants the COMMONWEALTH OF MASSACHUSETTS TRIAL COURT, JOHN J. OBRIEN, and ANTHONY SICUSO certify that they have conferred: (a) with a view to establishing a budget for the costs of conducting the full course -- and various alternative courses -- of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR 16.4

Defendants,

_____/s/
Massachusetts Dept. of the Trial Court

_____/s/
John J. O'Brien

_____/s/
Anthony J. Sicuso

_____/s /_____
Stephen Dick BBO #560508
Assistant Attorney General
Trial Division/Gov't. Bureau
1 Ashburton Place
Boston MA 02108
(617) 727-2200 x3324
fax 617-727-2076

Dated: January 18, 2006

CERTIFICATE OF SERVICE

I certify that a true copy of the above **Notice of Appearance** was served upon Plaintiff's counsel by first-class mail addressed to Mitchell J. Notis, Esq., Law Office of Mitchell J. Notis, 370 Washington Street, Brookline MA 02445, on August 30, 2005.

Stephen Dick

(3) certifications signed by counsel and by an authorized representative of each party affirming that each party and that party's counsel have conferred: (a) with a view to establishing a budget for the costs of conducting the full course — and various alternative courses — of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR 16.4